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STATE OF CALIFORNIA  
NEW MOTOR VEHICLE BOARD  
**A G E N D A**  
**GENERAL MEETING**

New Motor Vehicle Board  
Hearing Room #1  
1507 21<sup>st</sup> Street, Suite 330  
Sacramento, California 95814

September 21, 2005

Please note that Board action may be taken regarding any of the issues listed below. As such, if any person has an interest in any of these issues, you may want to attend.

1. **9:00 a.m. -- Meeting called to order.**
2. **Roll Call.**
3. **Introduction and welcome to William ("Bill") G. Brennan, incoming Executive Director, upon Tom Novi's retirement October 3, 2005.**
4. **Approval of the Minutes from the July 7, 2005, General meeting.**
5. **Closed Executive Session.**

Pursuant to Government Code section 11126(c)(3), Vehicle Code section 3008(a), and Title 13, California Code of Regulations, sections 581 and 588, the Board shall convene in a closed Executive Session to deliberate on the decisions to be reached upon the evidence introduced in proceedings that were conducted in accordance with Chapter 5 (commencing with section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

a. **Consideration of Proposed Decision.**

S & C MOTORS, INC., dba S & C KIA v. KIA MOTORS AMERICA, INC.  
Protest No. PR-1859-03

Consideration of the Administrative Law Judge's Proposed Decision, by the Public members of the Board.

**b. Consideration of Proposed Order.**

SOUTAR'S NISSAN, a California corporation v. NISSAN NORTH AMERICA, INC.

Protest No. PR-1825-02

Consideration of the Administrative Law Judge's Proposed Order Granting Respondent's Motion to Dismiss Protest, by the Public members of the Board.

**6. Open Session.**

- 7. Report concerning the Motors Holding Investment Plan for Rancho Mirada Chevrolet (formerly Gateway Chevrolet) and the statutory requirements of a Dealer Development Program (Veh. Code § 11713.3(o)(2)(B)).**
- 8. Annual update concerning the number of monthly hits to the Board's website and where information is being sought - Administration Committee.**
- 9. Consideration of translating the Consumer Mediation Services portion of the Board's website into Spanish - Administration Committee.**
- 10. Status report concerning the Board's financial condition for fiscal year 2004-2005 - Fiscal Committee.**
- 11. Consideration of impact of proposed DMV regulation that creates a two-year license renewal for dealers, manufacturers, and distributors on the Board's revenue collection - Fiscal Committee.**
- 12. Status report on participant and audience responses to the questionnaire concerning the Board's 4<sup>th</sup> Annual Industry Roundtable - Government and Industry Affairs Committee.**
- 13. Consideration of proposed regulatory amendment that adjusts how the annual Board fee is charged to dealers, manufacturers, and distributors in light of the proposed two-year license renewal (13 CCR § 553) - Policy and Procedure Committee.**
- 14. Discussion concerning Legislation of general interest - Policy and Procedure Committee.**

(1) Assembly Bill 68 (Assembly Member Montanez) [Chaptered July 26, 2005]

(2) Senate Bill 114 (Senator Bowen)

15. **Executive Director's Report.**

- a. Administrative Matters.
- b. Status of Protests.
- c. Status of Petitions.
- d. Status of Appeals.
- e. Judicial Review.
- f. Notices Filed Pursuant to Vehicle Code sections 3060/3070 and 3062/3072.
- g. Other.

16. **Closed Executive Session.**

Pursuant to Government Code section 11126(a)(1), the Board shall convene in a closed Executive Session.

- a. **Oral interview of the Administrative Law Judge candidate, by all members of the Board - Administration Committee.**
- b. **Consideration of the Administrative Law Judge nominee, by all members of the Board - Administration Committee.**
- c. **Discussion and consideration of a personnel matter - Executive Committee.**

17. **Open Session.**

18. **Adjournment.**

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To request special accommodations for persons with disabilities at this or any future Board meeting or to request any accommodation for persons with disabilities necessary to receive agendas or materials prepared for Board meetings, please contact Kathy Tomono at (916) 445-2080 or [k\\_tomono@pacbell.net](mailto:k_tomono@pacbell.net).

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